

Attorney's Docket No.: 14850-004001

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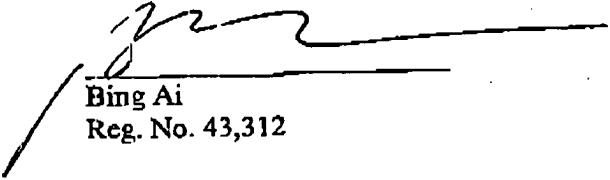
Number of pages including this page 25

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CENTRAL FAX CENTER****NOV 29 2004**Applicant : Ares Rosakis et al.  
Serial No. : 10/767,406  
Filed : January 28, 2004Art Unit : 2877  
Examiner : Unknown

Title : Full-field optical measurements of surface properties of panels, substrates and wafers

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450Attached to this facsimile communication cover sheet is a Response to Notice of Non-Compliant Amendment, faxed this 29<sup>th</sup> day of November 2004 to the United States Patent and Trademark Office.

Respectfully submitted,

  
Bing Ai  
Reg. No. 43,312

Date: November 29, 2004

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Attorney's Docket No.: 14850-004001

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ares Rosakis et al. Art Unit : 2877  
 Serial No. : 10/767,406 Examiner : Unknown  
 Filed : January 28, 2004  
 Title : FULL-FIELD OPTICAL MEASUREMENTS OF SURFACE PROPERTIES OF  
 PANELS, SUBSTRATES AND WAFERS

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

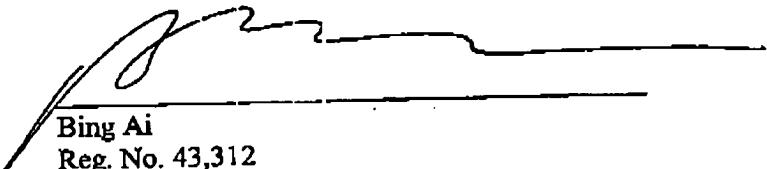
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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In response to the Notice of Non-compliant Amendment mailed November 15, 2004 (copy enclosed), applicants hereby submit a Supplemental Preliminary Amendment. The Supplemental Amendment is being submitted only to provide the proper status identifiers to the claims, and does not add new matter.

Please apply any applicable charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

  
 Bing Ai  
 Reg. No. 43,312

Date: November 29, 2004

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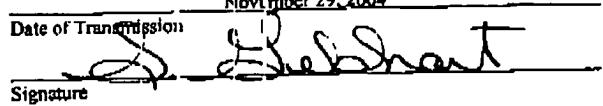
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scott/BKR

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/767,406	01/28/2004	Ares J. Rosakis	14850-004001	2854

20963 7590 11/15/2004  
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DATE MAILED: 11/15/2004

FISH & RICHARDSON, P.C.  
 SAN DIEGO

EXAMINER
BROWN, KHALED

ART UNIT	PAPER NUMBER
	2877

Please find below and/or attached an Office communication concerning this application or proceeding.

DOCKETED BY PRACTICE SYSTEMS	
ACTION CODE: <u>RSP - TO DAT (ima)</u>	
BASE DATE:	<u>11/15/04</u>
DUE DATE:	<u>12/15/04</u>
DEADLINE:	<u>12/15/04</u>
INITIALS:	<u>CZM</u>
RECORD:	

Docketed By Billing Secretary	
Due Date:	<u>12/15/04</u>
Deadline:	<u>12/15/04</u>
Initials:	<u>(2)</u>



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## Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 9.7.04 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

## THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- 1. Amendments to the specification:
  - A. Amended paragraph(s) do not include markings.
  - B. New paragraph(s) should not be underlined.
  - C. Other \_\_\_\_\_
- 2. Abstract:
  - A. Not presented on a separate sheet. 37 CFR 1.72.
  - B. Other \_\_\_\_\_
- 3. Amendments to the drawings: \_\_\_\_\_
- 4. Amendments to the claims:
  - A. A complete listing of all of the claims is not present.
  - B. The listing of claims does not include the text of all pending claims (including withdrawn claims).
  - C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
  - D. The claims of this amendment paper have not been presented in ascending numerical order.
  - E. Other: \_\_\_\_\_

For further explanation of the amendment format required by 37 CFR 1.121, see MPEI Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapn/ppls/prenotice/officesflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an **Advisory Action**. **The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.**

*Peggy Yarbrough*  
 Legal Instruments Examiner (LIE)

*571-272-1859*  
 Telephone No.

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